

# **EXECUTIVE COUNCIL OF IOWA**

## **AGENDA**

**OCTOBER 29, 2012**

1. Introduction of Attendees
2. Approval of minutes of meeting held October 22, 2012
3. Personal Appearance –
  - A. David Mitchell, Vocational Rehabilitation Services, will be present to request new memberships in the following:
    1. Oskaloosa Area Chamber and Development Group for nine months in the amount of \$82.50  
TAB # 1
    2. Shelby County Chamber of Commerce for nine months in the amount of \$75.00  
TAB # 2
4. Outside Counsel – Pages 1 - 2  
TAB #'s 3, 4, 5, and 6
5. Payment of Cost Items – Pages 2 - 3
6. Renewal Memberships – Page 3  
TAB #'s 7, 8, 9, and 10

#### 4. Outside Counsel

- A. The Department of Justice, Attorney General's office requests retention of outside counsel pursuant to Iowa Code section 13.3(1) in Eleanor Murphy v. Iowa Veterans Home, State of Iowa and the Second Injury Fund, a worker's compensation case filed by a state employee.

Firm: Patterson Law Firm, L.L.P.  
Attorney: Ryan Clark  
505 5<sup>th</sup> Avenue, Suite 729  
Des Moines, IA 50309-2390  
Rate: \$80.00 per hour

**TAB # 3**

- B. The Department of Justice, Attorney General's office requests retention of special counsel pursuant to Iowa Code section 13.7 to provide legal advice to the Treasurer's Office on an unclaimed property issue involving the Employee Retirement Income Security Act.

Firm: Finley Alt Smith Scharnberg Craig Hilmes & Gafney, P.C.  
Attorney: David C. Craig  
699 Walnut Street  
1900 Hub Tower  
Des Moines, IA 50309  
Rate: \$260.00 per hour

**TAB # 4**

- C. The Department of Justice, Attorney General's office request to execute a new contract pursuant to Iowa Code section 13.7 to represent various Agencies in copyright, trademark, and patent matters.

Firm: Davis Brown  
Attorney: Mr. Kent Herink  
Davis Brown Tower  
215 10<sup>th</sup> Street, Ste. 1300  
Des Moines, IA 50309  
Rate: \$120.00 per hour

**TAB # 5**

- D. The Department of Justice, Attorney General's office requests retention of outside counsel pursuant to Iowa Code section 13.7 to represent the State of Iowa in Kenneth W. Kelley v. Raymond J. Smith et al., a tort case filed in the State of Alabama.

Firm: Bradley Arant Boult Cummings LLP  
Attorney: Mr. Matthew H. Lembke  
One Federal Place  
1819 5<sup>th</sup> Avenue North  
Birmingham, Alabama 35205  
Rate: \$490.00 per hour

**TAB # 6**

**5. Payment of Cost Items**

- A. Nyemaster, Goode, West, Hansell & O'Brien, P.C.....\$6,386.70  
700 Walnut Street  
Suite 1600  
Des Moines, IA 50309  
Collections of Accounts in Court

Julie Pottorff, Deputy Attorney General, has reviewed these invoices and recommends payment. Payment will be made from the funds of the Department of Economic Development.

- B. Shuttleworth and Ingersoll, P.L.C..... \$4,200.75  
115 3<sup>rd</sup> Street South East  
Suite 500  
Cedar Rapids, IA 52401  
Mills v. Iowa Board of Regents et al., an employment termination case

Julie Pottorff, Deputy Attorney General, has reviewed this invoice and recommends payment. Payment will be made both from the General Fund (\$80.00 per hour) and by the Board of Regents (\$95.00 per hour plus expenses).

- C. Dow Lohnes PLLC.....\$2,696.00  
1200 New Hampshire Ave NW Suite 800  
Washington, DC 20036  
Iowa Public Television

Julie Pottorff, Deputy Attorney General, has reviewed this invoice and recommends payment. Payment will be made from the funds of Iowa Public Television.

- D. Wandro & Associates, P.C. ....\$2,175.00  
2501 Grand Avenue, Suite B  
Des Moines, IA 50312  
Unclaimed Property Probate Matters

Julie Pottorff, Deputy Attorney General, has reviewed this invoice and recommends payment. Payment will be made from the funds of the Unclaimed Property Fund.

## **6. Renewal Memberships**

- A. Emergency Management in National Emergency Number Association (NENA) in the amount of \$130.00 for January 1, 2013 - December 31, 2013. (Previous amount was \$130.00.) Other agencies: No: Funding Source: Other Funds: E911 Surcharge Fund

- B. IPERS in International Foundation of Employee Benefit Plans (IFEBP) in the amount of \$780.00 for January 1, 2013 - December 31, 2013. (Previous amount was \$755.00.) Other agencies: No: Funding Source: Other Funds: 100% IPERS Appropriation Fund

### **TAB # 7**

- C. Natural Resources in American Fisheries Society (AFS) in the amount of \$1,600.00 for January 1, 2013 - December 31, 2013. (Previous amount was \$1,600.00.) Other agencies: No: Funding Source: Other State Funds: Fish and Wildlife Trust Fund

### **TAB # 8**

- D. Transportation in Commercial Vehicle Safety Alliance (CVSA) in the amount of \$7,900.00 for January 2013 - January 2014. (Previous amount was \$7,900.00.) Other agencies: No: Funding Source: Other Funds (FMCSA MCSAP)

### **TAB # 9**

- E. Transportation in Heavy Vehicle Electronic License Plate, Inc. (HELP, Inc.) in the amount of \$15,000.00 for October 1, 2012 - September 30, 2013. (Previous amount was \$15,000.00.) Other agencies: No: Funding Source: Other State Funds 50%/ Federal Funds 50%

### **TAB # 10**

Executive Council of Iowa  
Capitol Building  
Des Moines, Iowa 50319  
Phone: 515 281-5368  
FAX: 515 281-7562

TAB # 1

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OCT 16 2012

IOWA DEPT. OF  
MANAGEMENT

## REQUEST FOR MEMBERSHIP APPROVAL

**DEPARTMENT REQUESTING MEMBERSHIP:** Department of Education/Iowa Vocational Rehabilitation Services

**NAME OF ORGANIZATION:** Oskaloosa Area Chamber and Development Group

**NEW MEMBERSHIP** X **RENEWAL** \_\_\_\_\_ **MEMBERSHIP PERIOD:**

10/1/12 - 6/30/13 DM  
7/1/12 - 3/31/13  
(Beginning and ending dates)

**MEMBERSHIP FEE OR DUES AMOUNT** \$140.00 82.50 DM

**Funding Source:** State General Fund 21.3% Other State Funds

Federal Funds 78.7% Other Funds

**If Renewal, previous year amount.** \$

**DO OTHER DEPARTMENTS BELONG TO THIS ORGANIZATION?** X Yes No

**If yes, please list:** Iowa Workforce Development

**Please describe why your department should have an additional membership**

- To educate employers as to the benefits of hiring persons with disabilities.
- To establish relationships and partnerships with the business community
- To gain increased access to businesses for our clients seeking employment, and to identify opportunities for them.

**WILL THIS MEMBERSHIP REQUIRE OUT-OF-STATE TRAVEL?** Yes X No

**If yes, list the anticipated number of trips per year and their purpose:**

**DESCRIBE WHY THIS MEMBERSHIP IS IMPORTANT TO THE WORK OF YOUR DEPARTMENT.**

Our local area offices gain access to local business planning. We are able to gain first-hand knowledge about the employment needs of the community and then can prepare our clients to meet those employment needs.

**DESCRIBE HOW MEMBERSHIP IN THIS ORGANIZATION WILL BENEFIT THE TAXPAYERS OF THE STATE OF IOWA.**

- Increase our access to business and understanding of Iowa business' needs.
- Strengthens our public/private partnerships.
- Creates opportunities for education of employers.
- Gains access to more employment opportunities for IVRS clients.

**DESCRIBE THE FREQUENCY AND TYPE OF CONTACTS YOU EXPECT YOUR DEPARTMENT TO**

**HAVE WITH THIS ORGANIZATION:** Local membership meetings 1 or 2 a month; plus public education and seminars, job/career fairs, business expose as needed.

**Requested by:** David J. Mitchell  
(Department Head Signature)

**Date:** 10/12/12

**Phone:** 515-281-4140

**E-mail:** david.mitchelle@iawgva.org

**DOM:** Approval ☒ Disapproval ☐

**Signature:** David J. Mitchell

**Date:** 10/12/12

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## Executive Council of Iowa

Capitol Building  
Des Moines, Iowa 50319  
Phone: 515 281-5368  
FAX: 515 281-7562

TAB # 2

OCT 24 2012

IOWA DEPT. OF  
MANAGEMENT**REQUEST FOR MEMBERSHIP APPROVAL**

**DEPARTMENT REQUESTING MEMBERSHIP:** Department of Education/Iowa Vocational Rehabilitation Services

**NAME OF ORGANIZATION:** Shelby County Chamber of Commerce

**NEW MEMBERSHIP** ☒ **RENEWAL** ☐ **MEMBERSHIP PERIOD:** Oct 1, 2012 – Jun 30, 2013  
(Beginning and ending dates)

**MEMBERSHIP FEE OR DUES AMOUNT** \$ 75.00

**Funding Source:** State General Fund 21.3% **Other State Funds** ☐

**Federal Funds** 78.7% **Other Funds** ☐

**If Renewal, previous year amount.** \$ \_\_\_\_\_

**DO OTHER DEPARTMENTS BELONG TO THIS ORGANIZATION?** ☒ **Yes** ☐ **No**

**If yes, please list:** Iowa Workforce Development

Please describe why your department should have an additional membership

- To educate employers as to the benefits of hiring persons with disabilities.
- To establish relationships and partnerships with the business community
- To gain increased access to businesses for our clients seeking employment, and to identify opportunities for them.

**WILL THIS MEMBERSHIP REQUIRE OUT-OF-STATE TRAVEL?** ☐ **Yes** ☒ **No**

**If yes, list the anticipated number of trips per year and their purpose:**

**DESCRIBE WHY THIS MEMBERSHIP IS IMPORTANT TO THE WORK OF YOUR DEPARTMENT:**

Our local area offices gain access to local business planning. We are able to gain first-hand knowledge about the employment needs of the community and then can prepare our clients to meet those employment needs.

**DESCRIBE HOW MEMBERSHIP IN THIS ORGANIZATION WILL BENEFIT THE TAXPAYERS OF THE STATE OF IOWA.**

- Increase our access to business and understanding of Iowa business' needs.
- Strengthens our public/private partnerships.
- Creates opportunities for education of employers.
- Gains access to more employment opportunities for IVRS clients.

**DESCRIBE THE FREQUENCY AND TYPE OF CONTACTS YOU EXPECT YOUR DEPARTMENT TO HAVE WITH THIS ORGANIZATION:**

Local membership meetings 1 or 2 a month; plus public education and seminars, job/career fairs, business expose as needed.

<b>Requested by:</b> <u>David Mitchell</u> (Department Head Signature)	<b>Date:</b> <u>10/23/12</u>
<b>Phone:</b> <u>515 281-4140</u>	<b>E-mail:</b> <u>david.mitchelle@iowa.gov</u>

**DOM:** ☒ **Approval** ☐ **Disapproval**

**Signature:** [Signature]

**Date:** 10/25/12



TAB #3

THOMAS J. MILLER  
ATTORNEY GENERAL

JULIE F. POTTORFF  
DEPUTY ATTORNEY GENERAL

Address Reply To:  
1305 E. Walnut Street  
Des Moines, Iowa 50319  
Telephone: 515/281-3349  
Fax: 515/281-4209  
Julie.Pottorff@iowa.gov

## Iowa Department of Justice

October 23, 2012

GeorgAnna Madsen  
Executive Secretary  
Executive Council  
State Capitol  
L-O-C-A-L

Re: Retention of Outside Counsel

Dear GeorgAnna:

Our office requests appointment of outside counsel pursuant to Iowa Code section 13.3(1) in *Eleanor Murphy v. Iowa Veterans Home, State of Iowa and the Second Injury Fund*, a workers' compensation case filed by a state employee. Because the resolution of this claim may turn on whether the State of Iowa or the Second Injury Fund must pay workers' compensation benefits, our office cannot represent both defendants.

In order to avoid a conflict of interest, the Special Litigation Division has contacted Ryan Clark of the Patterson Law Firm, L.L.P., 505 5<sup>th</sup> Avenue, Suite 729, Des Moines, Iowa, 50309-2390, to represent the Second Injury Fund. Mr. Clark has agreed to represent the Second Injury Fund at the rate of \$80.00 per. Our office will represent the State of Iowa.

Accordingly, we request Executive Council approval to retain Mr. Clark to represent the Second Injury Fund in this case.

Sincerely,

A handwritten signature in cursive script, reading "Julie F. Pottorff".

JULIE F. POTTORFF  
Deputy Attorney General

cc: Julie Burger

THOMAS J. MILLER  
ATTORNEY GENERAL

JULIE F. POTTORFF  
DEPUTY ATTORNEY GENERAL



TAB # 4

Address Reply To:  
1305 E. Walnut Street  
Des Moines, Iowa 50319

Telephone: 515/281-3349  
Fax: 515/281-4209  
Julie.Pottorff@iowa.gov

## Iowa Department of Justice

October 23, 2012

GeorgAnna Madsen  
Executive Secretary  
State Capitol  
L-O-C-A-L

Re: Retention of Special Counsel

Dear GeorgAnna:

Our office requests Executive Council approval to retain special counsel pursuant to Iowa Code section 13.7 to provide legal advice to the Treasurer's Office on an unclaimed property issue that involves the Employee Retirement Income Security Act in connection with the disposition of the proceeds of a demutualization. Ordinarily, the Treasurer's Office uses the Davis Brown law firm for these matters; however, the firm has a conflict of interest in this matter because the claim involves John Shors, a senior shareholder at Davis Brown.

The Treasurer's Office has contacted Finley Alt Smith Scharnberg Craig Hilmes & Gafney, P.C., 699 Walnut Street, 1900 Hub Tower, Des Moines, Iowa, 50309. Mr. David C. Craig has agreed to handle this matter at \$260 per hour which is within the range being paid to Davis Brown for the same work. All attorney fees and costs will be paid from the Unclaimed Property Fund.

Accordingly, our office recommends that Finley Alt Smith Scharnberg Craig Hilmes & Gafney, P.C., be approved as special counsel to handle this matter for the Treasurer's office.

Sincerely,

A handwritten signature in cursive script that reads "Julie F. Pottorff".

JULIE F. POTTORFF  
Deputy Attorney General

cc: Karen Austin



2012 OCT 25 PM 9:06  
THOMAS J. MILLER  
ATTORNEY GENERAL

JULIE F. POTTORFF  
DEPUTY ATTORNEY GENERAL



TAB # 5

Address Reply To:  
1305 E. Walnut Street  
Des Moines, Iowa 50319  
Telephone: 515/281-3349  
Fax: 515/281-4209  
Julie.Pottorff@iowa.gov

## Iowa Department of Justice

October 24, 2012

GeorgAnna Madsen  
Executive Secretary  
Executive Council  
State Capitol  
L-O-C-A-L

Re: Special Counsel for Copyright, Trademark and Patent Issues

Dear GeorgAnna:

For approximately 15 years the State has had a contract with the Davis Brown law firm, the Davis Brown Tower, 215 10th Street, Ste. 1300, Des Moines, Iowa, 50309, for Kent Herink to provide legal services to state agencies on copyright, trademark and patent matters pursuant to Iowa Code section 13.7, because our office staff lacks expertise in these areas of law. The latest contract, executed in 2008 and renewed twice, has now expired. We request Executive Council approval to execute a new contract with the Davis Brown law firm and to continue working with Mr. Herink.

Under the contract terms Mr. Herink was paid \$120.00 per hour from the funds of the agency requesting the legal service. Mr. Herink has agreed to execute a new contract under the same terms and conditions. This rate is significantly less than Mr. Herink bills his private sector clients.

Accordingly, we request Executive Council approval to execute a new contract with the Davis Brown law firm under the same terms and conditions.

Sincerely,

A handwritten signature in cursive script that reads "Julie F. Pottorff".

Julie F. Pottorff  
Deputy Attorney General

2012 OCT 25 11:10:24

THOMAS J. MILLER  
ATTORNEY GENERAL

JULIE F. POTTORFF  
DEPUTY ATTORNEY GENERAL



Iowa Department of Justice

Address Reply To:  
1305 E. Walnut Street  
Des Moines, Iowa 50319

Telephone: 515/281-3349  
Fax: 515/281-4209  
Julie.Pottorff@iowa.gov

October 25, 2012

GeorgAnna Madsen  
Executive Secretary  
Executive Council  
State Capitol  
L-O-C-A-L

Re: Retention of Outside Counsel

Dear GeorgAnna:

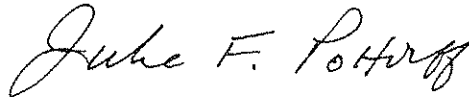
In 2009 our office requested appointment of Richard J.R. Raleigh, Jr., of Wilmer & Lee, in Huntsville, Alabama, as special counsel pursuant to Iowa Code section 13.7 in *Kenneth W. Kelley v Raymond J. Smith et al.*, a tort case filed in Alabama arising from a motor vehicle accident involving a vehicle owned by the State of Iowa and operated by Raymond Smith. Mr. Smith had been sent to Alabama by Iowa State University to attend a conference. The case went to trial this summer and the State of Iowa lost: the judgment is \$550,000. We now seek approval to retain appellate counsel in Alabama to pursue an appeal to the Alabama Supreme Court.

Our office has contacted Matthew H. Lembke, of Bradley Arant Boult Cummings, LLP, One Federal Place, 1819 Fifth Avenue North, Birmingham, Alabama, 35205, who has agreed to undertake the appeal for the defendants. Mr. Lembke has extensive experience in appeals in the Alabama Supreme Court. He charges \$490 per hour, but will utilize an associate, R. Aaron Chastain, at \$290 per hour to the extent possible to keep costs down. In addition, our office may handle the oral argument to reduce costs if the attorneys agree this would be effective. Because the notice of appeal has already been filed and we needed to contact counsel immediately on some preliminary appellate matters, we are also asking approval to pay those attorney fees that may have accrued prior to Executive Council approval. Attorneys fees and costs will be paid from the General Fund.

GeorgAnna Madsen  
Executive Secretary  
Page 2

Accordingly, we request Executive Council approval to retain Bradley Arant Boult Cummings, LLP, to represent the defendants in the Alabama Supreme Court and to pay attorney fees and costs that accrued prior to approval.

Sincerely,

A handwritten signature in cursive script, reading "Julie F. Pottorff".

JULIE F. POTTORFF  
Deputy Attorney General

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Executive Council of Iowa

TAB # 7

Capitol Building  
Des Moines, Iowa 50319  
Phone: 515 281-5368  
FAX: 515 281-7562

OCT 23 2012

IOWA DEPT. OF  
MANAGEMENT

**REQUEST FOR MEMBERSHIP APPROVAL**

**DEPARTMENT REQUESTING MEMBERSHIP:** IPERS

**NAME OF ORGANIZATION:** International Foundation of Employee Benefit Plans (IFEBP)

**NEW MEMBERSHIP**                      **RENEWAL** X                      **MEMBERSHIP PERIOD:** 1/1/2013-12/31/2013  
(Beginning and ending dates)

**MEMBERSHIP FEE OR DUES AMOUNT** \$780.00

**Funding Other Funds:** 100% IPERS Appropriation Fund. Membership includes six trustees and/or staff; names can be changed during the year as necessary to receive conference discounts.

**If Renewal, previous year amount:** \$755.00

**DO OTHER DEPARTMENTS BELONG TO THIS ORGANIZATION?** Unknown

**If yes, please list:**

**Please describe why your department should have an additional membership:** N/A

**WILL THIS MEMBERSHIP REQUIRE AND PAY FOR OUT-OF-STATE TRAVEL?** No

**If yes, list the anticipated number of trips per year and their purpose:** Discount rates on conferences are offered to members only. IFEBP partners with the Wharton School of Business to offer investment management courses geared for trustees that IPERS Investment Board members may attend.

**DESCRIBE WHY THIS MEMBERSHIP IS IMPORTANT TO THE WORK OF YOUR DEPARTMENT:**

IFEBP is a nonprofit organization, providing objective and independent resources on issues of employee benefits, compensation, and financial literacy. It provides certificate series in many different benefit courses, including a pension education series. It also provides investment courses for trustees of pension funds. In addition to educational courses, IFEBP produces publications that are essential resources on pensions, taxes, and investments.

**DESCRIBE HOW MEMBERSHIP IN THIS ORGANIZATION WILL BENEFIT THE TAXPAYERS OF THE STATE OF IOWA.**

Education of Investment Board Trustees on the basics of investment theories for better management of the Trust Fund. IFEBP also provides IPERS administration with best practices in pension administration.

**DESCRIBE THE FREQUENCY AND TYPE OF CONTACTS YOU EXPECT YOUR DEPARTMENT TO HAVE WITH THIS ORGANIZATION:** Newsletter, publications, and requested research.

Requested by: <u>Donna Mueller</u> (Department Head Signature)	Date: <u>10-19-2012</u>
Phone: 281-0070	E-mail: <u>donna.mueller@ipers.org</u>

**DOM:** Approval X                      Disapproval     

**Signature** [Signature]                      **Date** 10/25/12

Executive Council of Iowa

TAB # 8

Capitol Building  
Des Moines, Iowa 50319  
Phone: 515 281-5368  
FAX: 515 281-7562

**REQUEST FOR MEMBERSHIP APPROVAL**

**DEPARTMENT REQUESTING MEMBERSHIP:** Natural Resources

**NAME OF ORGANIZATION:** American Fisheries Society (AFS)

**NEW MEMBERSHIP:** \_\_\_\_\_ **RENEWAL:** ☒ **MEMBERSHIP PERIOD:** 1/1/2013 – 12/31/2013

**MEMBERSHIP FEE OR DUES AMOUNT** \$ 1,600

**Funding Source:** ☐ State General Fund ☒ Other State Funds: FISH & WILDLIFE TRUST FUND  
☐ Federal Funds ☐ Other Funds: \_\_\_\_\_

**If Renewal, previous year amount:** \$1,600 annually

**DO OTHER DEPARTMENTS BELONG TO THIS ORGANIZATION?** ☐ Yes ☒ No

**WILL THIS MEMBERSHIP REQUIRE AND PAY FOR OUT-OF-STATE TRAVEL?** ☐ Yes ☒ No

**DESCRIBE WHY THIS MEMBERSHIP IS IMPORTANT TO THE WORK OF YOUR DEPARTMENT.**

AFS is dedicated to the conservation and sustainability of fishery resources and aquatic ecosystems by advancing fisheries and aquatic science and provides continuing education for the development of fisheries professionals.

**DESCRIBE HOW MEMBERSHIP IN THIS ORGANIZATION WILL BENEFIT THE TAXPAYERS OF THE STATE OF IOWA:**

AFS is the largest organization dedicated to strengthening the fisheries professional, advancing fisheries science, and conserving fisheries resources.

AFS leadership and support for the Federal Sport Fish Restoration and Boating Trust Funds supplements fishing license fees with over \$3 Million in the Iowa DNR Fisheries Bureau.

AFS provides support for publications incl. those adopted as legal basis for restitution in Iowa.


AFS hosts workshops and symposia to ensure professional development and is the only organization that certifies Iowa's fisheries professionals.

**DESCRIBE THE FREQUENCY AND TYPE OF CONTACTS YOU EXPECT YOUR DEPARTMENT TO HAVE WITH THIS ORGANIZATION:**

Daily contact by email or phone. Meetings throughout the year on issues that affect Iowa.

**Requested by:** Joe Larscheid, Chief – Fisheries Bureau

**Date:** 10/12/12

**Deputy Director:**  Bruce Troutman

**Date:** 10/16/12

**Director:**  Chuck Gagg

**Date:** 10/23/12

**DOM: Approval:** ☒ **Disapproval:** ☐

**Signature:** 

**Date:** 10/25/12

Executive Council of Iowa

Capitol Building  
Des Moines, Iowa 50319  
Phone: 515 281-5368  
FAX: 515 281-7562

TAB # 9

OCT 22 2012

IOWA DEPT. OF  
MANAGEMENT

REQUEST FOR MEMBERSHIP APPROVAL

DEPARTMENT REQUESTING MEMBERSHIP: Transportation

NAME OF ORGANIZATION: Commercial Vehicle Safety Alliance (CVSA)

NEW MEMBERSHIP: \_\_\_\_\_ RENEWAL: X MEMBERSHIP PERIOD: 01/13 - 01/14  
(Beginning and ending dates)

MEMBERSHIP FEE OR DUES AMOUNT: \$ 7,900.00

Funding Source: State General Fund ☐ Other State Funds \$ \_\_\_\_\_

Federal Funds ☒ Other Funds \$ 7900 FMCSA MCLSA P

If Renewal, previous year amount: \$ 7,900.00

DO OTHER DEPARTMENTS BELONG TO THIS ORGANIZATION? ☐ Yes ☒ No

If Yes, please list:

Please describe why your department should have an additional membership:

WILL THIS MEMBERSHIP REQUIRE AND PAY FOR OUT-OF-STATE TRAVEL? ☒ Yes ☐ No

If Yes, list the anticipated number of trips per year and their purpose:

Two trips per year, the spring workshop and fall conference. Representatives from DOT currently hold voting seats in committees, which set international policy for state and provincial CMV enforcement agencies.

DESCRIBE WHY THIS MEMBERSHIP IS IMPORTANT TO THE WORK OF YOUR DEPARTMENT:

The spring workshop is held in conjunction with the FMCSA Leadership Conference, providing opportunities to gain insight and represent state issues to FMCSA executives. Participation is critical to Iowa DOT/MVE as CVSA establishes national policy for CMV enforcement issues. These policies impact day-to-day decisions made by enforcement personnel, which affect the trucking industry in Iowa.

DESCRIBE HOW MEMBERSHIP IN THIS ORGANIZATION WILL BENEFIT THE TAXPAYERS OF THE STATE OF IOWA:

Membership in CVSA helps maintain uniformity of CMV enforcement between the United States, Mexico and Canada, thereby reducing the number and severity of CMV-related traffic crashes.

DESCRIBE THE FREQUENCY AND TYPE OF CONTACTS YOU EXPECT YOUR DEPARTMENT TO HAVE WITH THIS ORGANIZATION:

Iowa DOT representatives to CVSA work in committees and ad-hoc groups throughout the year and during the spring workshop and fall conference.

Requested by:

(Department Head Signature)

Date:

October 15, 2012

DOM:

Approval ☒

Disapproval ☐

Signature

Date

10/23/12

RECEIVED

Executive Council of Iowa  
Capitol Building  
Des Moines, Iowa 50319  
Phone: 515 281-5368  
FAX: 515 281-7562

TAB # 10

OCT 22 2012

IOWA DEPT. OF  
MANAGEMENT**REQUEST FOR MEMBERSHIP APPROVAL**DEPARTMENT REQUESTING MEMBERSHIP: TransportationNAME OF ORGANIZATION: Heavy Vehicle Electronic License Plate, Inc. (HELP, Inc.)NEW MEMBERSHIP: \_\_\_\_\_ RENEWAL: X MEMBERSHIP PERIOD: 10-01-12 to 09-30-13  
(Beginning and ending dates)MEMBERSHIP FEE OR DUES AMOUNT: \$ 15,000.00Funding Source: State General Fund ☐ Other State Funds \$ 7,500 DOT General FundFederal Funds ☒ Other Funds \$ 7,500 CVISN GrantIf Renewal, previous year amount: \$ 15,000.00DO OTHER DEPARTMENTS BELONG TO THIS ORGANIZATION? ☐ Yes ☒ No

If Yes, please list:

Please describe why your department should have an additional membership:

WILL THIS MEMBERSHIP REQUIRE AND PAY FOR OUT-OF-STATE TRAVEL? ☒ Yes ☐ No

If Yes, list the anticipated number of trips per year and their purpose:

Seven trips per year for Board of Directors Meeting. Chief Lorenzen is an Officer and on the Executive Committee, which provides direct oversight and management of the other committees and the leadership of this organization.

DESCRIBE WHY THIS MEMBERSHIP IS IMPORTANT TO THE WORK OF YOUR DEPARTMENT:

Electronic By-Pass at weigh scales is important to keep traffic moving and not back up the que, creating hazards for other interstate travelers.

DESCRIBE HOW MEMBERSHIP IN THIS ORGANIZATION WILL BENEFIT THE TAXPAYERS OF THE STATE OF IOWA:

Provides a means for Motor Vehicle Enforcement (MVE) officers to concentrate limited resources on high-risk motor carriers by allowing reasonably safe carriers to pass weigh stations.

DESCRIBE THE FREQUENCY AND TYPE OF CONTACTS YOU EXPECT YOUR DEPARTMENT TO HAVE WITH THIS ORGANIZATION:

Weekly contacts are made regarding By-Pass activity at Iowa scales.

Requested by:

(Department Head Signature)

Date: October 16, 2012Phone: 515-237-3121E-mail: mark.lowe@dot.iowa.gov

DOM:

Approval ☒Disapproval ☐

Signature

Date